

Cal EMA – 2010 Enacted Legislation of Interest

AB 34 (Nava, Chapter 224, Statutes of 2010) – Violent Crime Information Center

Requires the Violent Crime Information Center to make accessible to the National Missing and Unidentified Persons System specific information contained in law enforcement reports regarding missing or unidentified persons to assist in the search for the missing person or persons. Provides that a local police or sheriff's department shall transmit a report of a missing person within a specified time period for inclusion in the Violent Crime Information Center and National Crime Information Center databases.

AB 1022 (Nava, Chapter 232, Statutes of 2010) – Missing Children

Provides that within the Department of Justice there shall be a director position for the purpose of assisting law enforcement agencies with the timely search and recovery of at-risk abducted children and maintaining up-to-date knowledge and expertise of those protocols, best practices, and technologies that are most effective for recovering missing children, maintaining relationships with entities responsible for investigating missing persons, maintaining records, and supplying a related training document.

AB 1585 (Assembly Accountability and Administrative Review Committee, Chapter 7, Statutes of 2010) – State Government Reporting Requirements

Requires that a report submitted by a state or local agency to legislative members be submitted as a printed copy to the Legislative Counsel and the Secretary of the Senate, and as an electronic copy to the Chief Clerk of the Assembly. Requires that a summary of the report be submitted to appropriate members of the legislature by the agency, instead of by the Legislative Counsel. Specifies that any bill that requires a state agency to submit a report on any subject to either the Legislature, a committee or the Legislative Counsel Bureau include a provision that repeals the reporting requirement, or makes the requirement inoperative, no later than 4 years following the operative date of the bill, or 4 years after the due date of any report that is required every 4 or more years.

AB 1648 (Jeffries, Chapter 360, Statutes of 2010) – Firefighters: Firefighting Equipment: Driver Records

Permits certain persons employed as a firefighter or registered as a volunteer firefighter to operate firefighting equipment provided they hold a Class A, B, or C license and a firefighter endorsement, after they provide proof of current employment or volunteer registration, and pass an examination. Exempts a fire department from paying a class A or B license driving record pull-notice system fee.

AB 1662 (Portantino, Chapter 447, Statutes of 2010) – Disaster Relief

Provides state allocations with respect to property tax revenue reductions resulting from a reassessment for damages incurred within specified counties, which was declared in a state of emergency. Provides that any dwelling that qualified for the exemption that was damaged or destroyed and that has not changed ownership, may not be denied the exemption solely because it was temporarily damaged or destroyed. Provides income tax credits carryback.

AB 1690 (Chesbro, Chapter 449, Statutes of 2010) – Disaster Relief: County of Humboldt Earthquake

Provides for state allocations with respect to property tax revenue reductions resulting from a reassessment for damages incurred within the County of Humboldt, which was declared to be in a state of emergency that occurred on a specified date. Provides that any dwelling that qualified for a homeowner's property tax exemption prior to the date of the earthquake shall not lose the

exemption due to emergency damages. Provides personal income tax and corporate income tax loss deductions for damages.

AB 2011 (Arambula, Chapter 132, Statutes of 2010) – Domestic Violence Probationer: Minimum Payment

Increases the minimum payment to be paid by a domestic violence probationer to \$400, and provides that 1/3 of the fee will continue to be disbursed to local domestic violence programs and 2/3 will continue to be disbursed to the state Domestic Violence Restraining Order Reimbursement Fund and the state Domestic Violence Training and Education Fund.

AB 2091 (Conway, Chapter 205, Statutes of 2010) – Information Security

Exempts information security records of a public agency from disclosure under the Public Records Act - provided that on the facts of the particular case, disclosure would reveal vulnerabilities to, or otherwise increase the potential for an attack on the information technology system of a public agency.

AB 2136 (Perez V, Chapter 461, Statutes of 2010) – Disaster Relief: County of Imperial Earthquake

Relates to financial assistance for an earthquake in Imperial County. Relates to Cal-Home manufactured home loans. Provides allocations with respect to property tax revenue reductions from a reassessment. Provides any dwelling that qualified for a homeowner's property tax exemption prior to the earthquake that was damaged or destroyed may not be denied the exemption because it was damaged or destroyed. Authorizes an election for a damage losses claim under the Personal Income Tax and Corporation Tax laws.

AB 2243 (Smyth, Chapter 92, Statutes of 2010) – Civil Law: Search and Rescue Dogs

Prohibits discrimination including denial of service, or collection of an extra charge, or security deposit against a peace officer, firefighter, or handler of a search and rescue dog based on the presence of the animal, and includes circumstances where a peace officer, firefighter, or handler is away from his or her home jurisdiction because of an official mutual aid request or training. Requires the handler to be liable for damages to the premises or facilities caused by the search and rescue dog, and specifies that nothing in the bill is intended to prevent removal of a dog that creates excessive disturbance, provided the individual is given at least one warning notice and an opportunity to correct the disturbance.

AB 2380 (Lowenthal B, Chapter 123, Statutes of 2010) – Child Abuse Reporting

Amends existing law that identifies specified persons as mandated reporters who must submit a report to law enforcement regarding a victim of child abuse or neglect and defines the term reasonable suspicion. Provides that reasonable suspicion does not require certainty that child abuse or neglect has occurred nor does it require a specific medical indication of child abuse or neglect.

AB 2572 (Bradford, Chapter 472, Statutes of 2010) – Charter Party Carriers of Passengers

Provides a charter-party carrier of passengers includes any person, corporation, or other entity engaged in the provision of either a hired driver service or when a rented motor vehicle is being operated by a hired driver. Requires a carrier to obtain a certificate of public convenience and necessity. Establishes fees. Authorizes the cancellation, revocation, or suspension of a certificate or permit for not complying with the airport governing body. Relates to impounded vehicles. Relates to insurance.

AB 2632 (Davis, Chapter 677, Statutes of 2010) – Gang Injunctions Violations: Contempt of Court

Amends existing law that provides for injunctive relief from the unlawful activities of criminal street gangs. Specifies that disobedience of an injunction that restrains the activities of a criminal street gang or any of its members constitutes contempt of court, and is punishable as a misdemeanor.

AB 2791 (Assembly Governmental Organization Committee, Chapter 618, Statutes of 2010) – State Emergency Management Agency

Makes conforming changes to reference the California Emergency Management Agency and the Secretary of Emergency Management as the entities responsible for various programs and activities related to specific emergency preparedness, mitigation and recovery activities, and for administering, planning, training and providing education related to crime suppression and mitigation programs. Requires the Emergency Management Agency to report to the Legislature on specified programs. Requires that the Secretary of Emergency Management establish a Curriculum Development Advisory Committee for recommendations regarding terrorism awareness curriculum and response training. Eliminates the Emergency Response Training Advisory Committee and the requirement that the Seismic Safety Commission establish a runaway youth advisory committee. Requires that beginning July 1, 2011, the agency report biennially to the Legislature and deletes other reporting requirements, both current and previously due.

ABX8 12 (Assembly Budget Committee, Chapter 8, 2010) – Port and Maritime Security: Grant Program

Provides that the unencumbered balance of any funds appropriated to the State Emergency Management Agency for purposes of port, harbor, and ferry terminal security improvements remain available to the agency for encumbrance until a specified date and makes technical, conforming changes.

SB 110 (Liu, Chapter 617, Statutes of 2010) – People with Disabilities: Victims of Crime

Expands the authority of county interagency elder death review teams to cover dependent adult death abuse and neglect. Relates to related law enforcement training. Relates to investigating such abuse in long-term care facilities. Requires the Department of Developmental Services to report certain cases of suspected abuse or neglect. Relates to qualifications for members of the Commission on the Status of Women. Amends provisions concerning the Violent Crime Information Center.

SB 657 (Steinberg, Chapter 556, Statutes of 2010) - Human Trafficking

Creates the Transparency in Supply Chains Act. Requires retail sellers and manufacturers doing business in the state to disclose their efforts to eradicate slavery and human trafficking from their direct supply chains for tangible goods offered for sale. Provides an exemption for a retail seller or manufacturer having less than a certain amount in worldwide gross receipts. Requires the Franchise Tax Board to make available to the Attorney General a list of retail businesses required to disclose such efforts.

SB 677 (Yee, Chapter 625, Statutes of 2010) - Human Trafficking Property Seizure

Defines human trafficking as the deprivation or violation of the personal liberty of another person with the intent to commit certain specified sex offenses with the person or to obtain forced labor or services. Authorizes real property used to facilitate the commission of that offense to be declared and treated as a nuisance.

SB 782 (Yee, Chapter 626, Statutes of 2010) – Residential Tenancies Domestic Violence

Prohibits a landlord from terminating a tenancy or failing to renew a tenancy based upon an act of domestic violence, sexual assault, or stalking against a tenant or a tenant's household member when the act is documented and the perpetrator is not a tenant of the dwelling unit. Authorizes a tenant who has an order of protection to change the locks or request the landlord do same. Authorizes the landlord to change locks when the restrained person is a tenant. Exempts the landlord from related liability.

SB 839 (Runner, Chapter 311, Statutes of 2010) – Emergency Alert System: Law Enforcement Officers

Requires the California Highway Patrol (CHP), at the request of an authorized person at a law enforcement agency, to activate the Emergency Alert System (EAS) and issue a blue alert, as defined, if a law enforcement officer has been killed, suffers serious bodily injury, or is assaulted with a deadly weapon, the suspect has fled the scene of the offense, and other specified conditions are met. Requires the CHP to include information describing blue alerts on its Internet Web site and activates the Emergency Digital Information Service (EDIS), local digital signs, focused text alerts, or other technologies, as appropriate – in addition to the EAS, if authorized and under conditions permitted by the federal government.

SB 902 (Ashburn, Chapter 67, Statutes of 2010) – Fire Protection: County Regulation

Reduces the minimum population needed for a county to regulate the formation, continued existence, and ongoing operations of fire companies from 1,000,000 to 400,000 or more persons.

SB 1062 (Strickland T, Chapter 709, Statutes of 2010) – Public Safety Omnibus Bill

Relates to real estate documents and peace officers, the court facilities fund, sentencing of persons convicted of drug offenses, the assessment of probation eligible persons and reports, sending the Facts of Offense Sheet to the Department of Justice High Risk Sex Offender Program, sentencing for pimping of or pandering of a minor, possession of a firearm in violation of a protective order, reporting of probation failure rates, electronic subpoenas, and reports regarding high risk sex offenders.

SB 1220 (Wolk, Chapter 487, Statutes of 2010) – Vehicles: Emergency Vehicles: Fire Apparatus

Specifies weight requirements for emergency vehicles owned and operated by a governmental agency. Defines a fire apparatus as a vehicle designed, maintained, and used under emergency conditions to transport personnel and equipment, or for suppression of fires or mitigation in other hazardous situations, and specifies that the apparatus vehicle is prohibited from towing or hauling any other vehicle or equipment while operating under an overweight permit.

SB 1222 (Wolk, Chapter 520, Statutes of 2010) – Marriage Licenses: Vital Records: Fees: Solano County

Permits the Solano County Board of Supervisors to authorize an increase in fees for marriage licenses and confidential marriage licenses and for copies of certain vital records, and requires that fees be allocated for domestic violence prevention, intervention and prosecution. Extends the operation of existing law in this area.

[SB 1279](#) (Pavley, Chapter 116, Statutes of 2010) – Commercially Sexually Exploited Minors

Authorizes the District Attorney of Los Angeles County to create a pilot project, contingent upon local funding, for the purposes of developing a comprehensive, replicative, multidisciplinary model to address the needs and effective treatment of commercially sexually exploited minors, and to develop protocols for identifying and assessing minors who may be victims of such exploitation and to develop a diversion program to address the needs and requirements of these minors. Requires a related report.

[SB 1443](#) (Simitian, Chapter 293, Statutes of 2010) – Sacramento-San Joaquin Multi-Hazard Task Force

Provides that the Sacramento San Joaquin Delta Multi-Hazard Coordination - responsible for recommendations and coordination of a draft emergency preparedness and response strategy for the Delta region, cease to exist on the date that the required report is submitted, and extends the repeal date of the task force to January 1, 2013.

[SCR 76](#) (Corbett, Chapter 81, Statutes of 2010) – Human Trafficking Awareness

Proclaims the Legislature's support of human trafficking awareness events.

[SJR 24](#) (Yee, Chapter 53, Statutes of 2010) – Federal International Violence Against Women

Urges Congress to pass the International Violence Against Women Act, and establishes offices and policies therein.